

ROCKY C. TSAI (CSB # 221452)
ANNE JOHNSON PALMER (CSB # 302235)
KEVIN P. DALY (CSB # 298542)
rocky.tsai@ropesgray.com
anne.johnsonpalmer@ropesgray.com
kevin.daly@ropesgray.com
Ropes & Gray LLP
Three Embarcadero Center, Suite 300
San Francisco, California 94111-4006
Tel: (415) 315-6300
Fax: (415) 315-6350

Attorneys for Plaintiff
STUART L. PETERSON

Michael D. Ricciuti (Admitted *Pro Hac Vice*)
Patrick C. McCooe (Admitted *Pro Hac Vice*)
K&L Gates LLP
State Street Financial Center
One Lincoln Street
Boston, MA 02111
Telephone: (617) 261-3100
Facsimile: (617) 261-3175

Jason N. Haycock (State Bar No. 278983)
K&L Gates LLP
Four Embarcadero Center, Suite 1200
San Francisco, CA 94111
Telephone: (415) 882-8200
Facsimile: (415) 882-8220

Attorneys for Defendant
AWJ GLOBAL SUSTAINABLE FUND L.P.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

STUART L. PETERSON,

Plaintiff,

v.

AWJ GLOBAL SUSTAINABLE FUND L.P.,

Defendant.

Case No. 3:15-cv-00650-CRB

**AMENDED STIPULATION AND
PROPOSED ORDER TO RELEASE AND
PAY FUNDS DEPOSITED WITH THE
COURT PURSUANT TO FEDERAL
RULE OF CIVIL PROCEDURE 67**

1 WHEREAS, on November 20, 2015, Plaintiff Stuart L. Peterson ("Peterson") and
2 Defendant AWJ Global Sustainable Fund L.P. ("AWJ GSF") filed a stipulation and proposed
3 order that \$613,028.13 that AWJ GSF had deposited with the Court be released and paid by
4 check to Peterson by December 17, 2015;

5 WHEREAS, on November 24, 2015, the Court entered an order granting the parties'
6 stipulation;

7 WHEREAS, following the entry of the November 24, 2015 order, the Court's Finance
8 Department notified the parties that the amount AWJ GSF had deposited with the Court was in
9 fact \$613,028.18, which is \$0.05 more than the amount referenced in the parties' prior
10 stipulation and proposed order. The Finance Department also requested that the parties amend
11 the Court's November 24, 2015 order to reflect the correct amount deposited by AWJ GSF;

12 NOW, THEREFORE, Peterson and AWJ GSF, by and through their respective counsel,
13 hereby stipulate and respectfully request that the Court amend its November 24, 2015 order to
14 provide that the total amount deposited by AWJ GSF (\$613,028.18) be released by the Court
15 and paid by check payable to Stuart Peterson, which shall be mailed by the Court to the
16 following address by no later than December 17, 2015:

17
18 ARTIS Ventures
19 988 Market Street
20 San Francisco, CA 94102
21 ATTN: Robert Riemer
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Respectfully submitted,

Dated: November 25, 2015

By: /s/ Rocky C. Tsai

Rocky C. Tsai
Anne Johnson Palmer
Kevin P. Daly
ROPES & GRAY LLP

Attorneys for Plaintiff
STUART L. PETERSON

Dated: November 25, 2015

By: /s/ Patrick C. McCooe

Michael D. Ricciuti
Patrick C. McCooe
Jason N. Haycock
K&L GATES LLP

Attorneys for Defendant
AWJ GLOBAL SUSTAINABLE
FUND L.P.

PROPOSED ORDER

The parties' Amended Stipulation and Proposed Order to Release and Pay Funds Deposited With the Court Pursuant to Federal Rule of Civil Procedure 67 is GRANTED.

The Court's November 24, 2015 order is hereby amended as follows:

The amount of \$613,028.18 deposited with the Court in this action pursuant to Fed. R. Civ. P. 67 shall be released by the Court and paid by check, payable to Stuart Peterson, which payment shall be mailed by the Court to the following address by no later than December 17, 2015:

ARTIS Ventures
988 Market Street
San Francisco, CA 94102
ATTN: Robert Riemer

IT IS SO ORDERED.

Dated: November 25, 2015

By: 

Hon. Charles R. Breyer
United States District Judge

FILER'S ATTESTATION

I, Rocky C. Tsai, am the ECF User whose identification and password are being used to file this AMENDED STIPULATION AND PROPOSED ORDER TO RELEASE AND PAY FUNDS DEPOSITED WITH THE COURT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 67. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that counsel for Defendant concurs in this filing.

By /s/ Rocky C. Tsai
Rocky C. Tsai